

Message Text

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ACTION EB-08

INFO OCT-01 ARA-10 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 L-03 /031 W
-----044197 201921Z /47

R 201504Z SEP 77

FM AMEMBASSY BUENOS AIRES

TO SECSTATE WASHDC 0000C

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E.O. 11652: N/A

TAGS: EAIR, AR

SUBJECT: CIVAIR -- US-ARGENTINA MEMORANDUM OF UNDERSTANDING

REF: STATE 207506

1. FREE ENGLISH TRANSLATIONS OF SUBSTANTIVE PORTIONS OF
ARGENTINE SPECIMEN PERMITS, IN THE FORM OF DRAFT DECREES, ARE
AS FOLLOWS:

2. BRANIFF SPECIMEN PERMIT:

CONSIDERING:

THAT DECREE NO. 1883/77 TERMINATED AMONG OTHERS THE AUTHORI-
ZATION GRANTED BRANIFF AIRWAYS, INC. BY DECREES NUMBERS
10.935/50, 231/67 AND 6888/69.

THAT ON JULY 19, 1977 THE AUTHORITIES OF THE ARGENTINE
REPUBLIC AND THE UNITED STATES OF AMERICA SIGNED A MEMORANDUM
OF UNDERSTANDING RATIFIED BY AN EXCHANGE OF NOTES DATED.....

THAT THE DOCUMENT REFERRED TO CONTAINS THE TOTALITY OF THE
REQUIREMENTS OF THE TWO COUNTRIES.

THAT AS A RESULT IT IS NECESSARY TO FIX THE ADMINISTRA-
TIVE NORMS FOR CARRYING OUT THE RIGHTS GRANTED BY
THE ARGENTINE GOVERNMENT TO ONE OF THE COMPANIES

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DESIGNATED BY THE GOVERNMENT OF THE UNITED STATES OF
AMERICA.

THEREFORE, THE PRESIDENT OF THE ARGENTINE NATION DECREES:

ARTICLE 1 - BRANIFF AIRWAYS, INC., IS AUTHORIZED TO
ENGAGE IN REGULAR FOREIGN AIR TRANSPORTATION OF
PASSENGERS, CARGO AND MAIL BETWEEN THE UNITED STATES OF
AMERICA AND THE TERMINAL POINT BUENOS AIRES (ARGENTINA)

VIA CUBA; MEXICO CITY; PANAMA; BOGOTA AND CALI; QUITO AND GUAYAQUIL; LIMA; SANTIAGO; LA PAZ AND ASUNCION.

ARTICLE 2 - THE COMPANY WILL OPERATE ITS SERVICES IN CONFORMITY BY DATE AND CAPACITY WITH THE FOLLOWING PROGRAM:

- FROM OCTOBER 15, 1977 TO APRIL 15, 1978: UP TO 10 WEEKLY FLIGHTS WITH DC-8 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDEBODIED AIRCRAFT.
- FROM APRIL 15, 1978 TO OCTOBER 15, 1979: UP TO 11 WEEKLY FLIGHTS WITH DC-8 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDEBODIED AIRCRAFT.
- FROM OCTOBER 15, 1979 TO OCTOBER 14, 1980: UP TO 12 WEEKLY FLIGHTS WITH DC-8 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDEBODIED AIRCRAFT.
- FROM OCTOBER 15, 1980 TO OCTOBER 14, 1982: UP TO 13 WEEKLY FLIGHTS WITH DC-8 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDE-BODIED AIRCRAFT.
- FROM OCTOBER 15, 1982 TO OCTOBER 31, 1983: UP TO 14 WEEKLY FLIGHTS WITH DC-8 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDE-BODIED AIRCRAFT.

ARTICLE 3 - BEFORE THE AUTHORIZED SERVICE BEGINS, THE COMPANY MUST SUBMIT FOR THE APPROVAL OF THE MINISTRY OF DEFENSE (COMMAND IN CHIEF OF THE AIR FORCE -- NATIONAL DIRECTORATE OF COMMERCIAL AIR TRANSPORTATION) THE INSURANCE COVERING THE RESPONSIBILITY FOR DAMAGES TO THIRD PARTIES ON LAND, PASSENGERS AND CARGO IN LIMITED OFFICIAL USE

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ACCORDANCE WITH INTERNATIONAL AGREEMENTS IN FORCE, AS WELL AS THE RATES.

ARTICLE 4 - THE MINISTRY OF DEFENSE (COMMAND IN CHIEF OF THE AIR FORCE -- NATIONAL DIRECTORATE OF COMMERCIAL AIR TRANSPORTATION) IS RESPONSIBLE FOR AUTHORIZING THE RATES; SCHEDULES AND THEIR CHARACTERISTICS; THE OMISSION OF STOPS IN ANY OR ALL FLIGHTS, AS LONG AS AT LEAST ONE STOP IN THE NATIONAL TERRITORY OF THE AUTHORIZED COMPANY IS SERVED IN EACH FLIGHT; THE COMBINATION OF STOPS ON THE AUTHORIZED ROUTE AND THE CHANGE OF GAUGE AT ANY STOP ON THE ROUTE IN ACCORDANCE WITH WHAT WAS DETERMINED IN THE MOU SIGNED JULY 19, 1977.

ARTICLE 5 - THE SERVICE MUST CONFORM STRICTLY TO THE MOU, TO THE NATIONAL LAWS, REGULATIONS, AND NORMS IN FORCE, AND TO WHATEVER PROVISIONS ARISE FROM A NEW AGREEMENT.

ARTICLE 6 - THE SERVICE AUTHORIZED BY THE PRESENT DECREE WILL BE IN FORCE UNTIL OCTOBER 31, 1983, UNLESS DURING THIS PERIOD CANCELLATIONS OR RESTRICTIONS ARE IMPOSED ON THE ARGENTINE AIR CARRIERS WHICH ARE OUTSIDE THE TERMS OF THE MOU, IN WHICH CASE THE MOU WILL NO LONGER BE IN FORCE.

3. PAN AMERICAN SPECIMEN PERMIT:

CONSIDERING...(SAME LANGUAGE AS IN BRANIFF SPECIMEN PERMIT) THEREFORE, THE PRESIDENT OF THE ARGENTINE NATION DECREES:

ARTICLE 1 - PAN AMERICAN WORLD INC. IS AUTHORIZED TO ENGAGE IN REGULAR FOREIGN AIR TRANSPORTATION OF PASSENGERS, CARGO AND MAIL BETWEEN THE UNITED STATES OF AMERICA AND THE TERMINAL POINT BUENOS AIRES (ARGENTINA) VIA MEXICO; POINTS IN CENTRAL AMERICA AND THE CARIBBEAN; PANAMA; CARACAS; BRAZIL; AND MONTEVIDEO, THIS LAST POINT BEING CONSIDERED EITHER AS AN INTER-MEDIATE STOP OR A STOP BEYOND.

ARTICLE 2 - THE COMPANY WILL OPERATE ITS SERVICES IN LIMITED OFFICIAL USE

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CONFORMITY BY DATE AND CAPACITY WITH THE FOLLOWING PROGRAM;

-- FROM OCTOBER 15, 1977 TO APRIL 15, 1978: UP TO 10 WEEKLY FLIGHTS WITH BOEING 707 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDE-BODIED AIRCRAFT.

-- FROM APRIL 15, 1978 TO OCTOBER 15, 1979; UP TO 11 WEEKLY FLIGHTS WITH BOEING 707 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDE-BODIED AIRCRAFT.

-- FROM OCTOBER 15, 1979 TO OCTOBER 14, 1980; UP TO 12 WEEKLY FLIGHTS WITH BOEING 707 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDEBODIED AIRCRAFT.

-- FROM OCTOBER 15, 1980 TO OCTOBER 14, 1982; UP TO 13 WEEKLY FLIGHTS WITH BOEING 707 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDE-BODIED AIRCRAFT.

-- FROM OCTOBER 15, 1982 TO OCTOBER 31, 1983; UP TO 14 WEEKLY FLIGHTS WITH BOEING 707 OR SIMILAR AIRCRAFT OR THE EQUIVALENT IN WIDE-BODIED AIRCRAFT.

ARTICLES 3-6...(THE SAME LANGUAGE AS IN BRANIFF SPECIMEN PERMIT).

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, TEXT, AVIATION AGREEMENTS
Control Number: n/a
Copy: SINGLE
Sent Date: 20-Sep-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770342-0059
Format: TEL
From: BUENOS AIRES
Handling Restrictions: n/a
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Litigation History:
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Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Handling Restrictions: n/a
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Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1212299
Secure: OPEN
Status: NATIVE
Subject: CIVAIR -- US-ARGENTINA MEMORANDUM OF UNDERSTANDING
TAGS: EAIR, AR, US, BRANIFF AIRWAYS INC
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/87a70a42-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
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22 May 2009
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